

Message Text

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ORIGIN TRSE-00

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E.O. 11652: NA

TAGS: EFIN, ESTC, CU, US

SUBJECT: U.S. TRAVEL BY CUBAN NATIONALS

1. EFFECTIVE MAY 4, 1978, THE CUBAN ASSETS CONTROL REGULATIONS WERE AMENDED BY THE ADDITION OF A GENERAL LICENSE (SECTION 515.564) WHICH AUTHORIZES TRANSACTIONS INCIDENTAL TO UNITED STATES TRAVEL BY CUBAN NATIONALS HOLDING UNITED STATES VISAS. AMONG OTHER THINGS, THE GENERAL LICENSE AUTHORIZES TRANSACTIONS INCIDENTAL TO TRAVEL BETWEEN THE UNITED STATES AND POINTS OUTSIDE CUBA, TRAVEL WITHIN THE UNITED STATES AND MAINTENANCE OF CUBAN NATIONALS WHILE IN THE UNITED STATES.

2. THE REGULATIONS WERE ALSO AMENDED BY THE ADDITION OF A STATEMENT OF LICENSING POLICY (SECTION 515.565) TO ANNOUNCE THE AVAILABILITY OF SPECIFIC LICENSES FOR TRANSACTIONS INVOLVING PARTICIPATION BY CERTAIN CUBAN UNCLASSIFIED

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NATIONALS IN CONNECTION WITH PUBLIC EXHIBITIONS OR PERFORMANCES IN THE UNITED STATES, I.E., ATHLETIC OR CULTURAL EVENTS. AMONG OTHER THINGS, SPECIFIC LICENSES WILL BE ISSUED FOR PERFORMANCE CONTRACTS, TO IMPORT PROPS AND EQUIPMENT, TO HIRE LOCAL EMPLOYEES, ETC.

3. LICENSES WILL NOT BE ISSUED FOR PAYMENTS TO CUBA

FOR TELEVISION RIGHTS, APPEARANCE FEES, ROYALTIES, OR
PREPERFORMANCE EXPENSES IN CUBA OF CUBANS COMING TO

THE UNITED STATES FOR A PUBLIC PERFORMANCE. SIMILARLY,
PAYMENTS TO PERSONS IN CUBA FOR THESE PURPOSES ID
CONNECTION WITH PERFORMANCES OR EXHIBITIONS BY
UNITED STATES PERSONS IN CUBA WILL NOT BE LICENSED.

4. WITH REGARD TO COMTEMPLATED VISITS TO U.S. BY
CUBAN ATHLETIC TEAMS, CULTURAL ORGANIZATIONS (BALLET,
FOLK SINGERS, FILM-MAKERS, ETC.), OR OTHER PERSONS
WHO ARE EXPECTED TO ENGAGE IN PUBLIC PERFORMANCES IN THE
U.S., THE INTEREST SECTION IS REQUESTED TO INCLUDE
TREASURY'S OFFICE OF FOREIGN ASSETS CONTROL (DEPARTMENT
OFFICE SYMBOL OF) AS INFORMATION ADDRESSEE FOR ALL
CABLES ADVISING THAT VISAS HAVE BEEN ISSUED TO PERMIT
PERSONS IN THIS CATEGORY TO VISIT U.S. THE INTEREST
SECTION IS ALSO REQUESTED TO ADVISE FOREIGN ASSETS CONTROL
OF THE IDENTITY OF THE U.S. SPONSOR OR COORDINATOR,
SPONSOR'S ADDRESS, DATES OF TOUR, TYPE OF TOUR AND ITS
ITINERARY SO THAT HE CAN BE NOTIFIED OF NEED FOR
TREASURY LICENSE. WHEN FEASIBLE, INTEREST SECTION SHOULD
ADVISE U.S. SPONSOR OR COORDINATOR OF NEED TO APPLY WELL
IN ADVANCE OF CUBAN ENTRY INTO U.S. FOR REQUISITE FOREIGN
ASSETS CONTROL LICENSE COVERING ANY AGREEMENTS WITH
CUBANS OF A COMMERCIAL NATURE, SUCH AS AGREEMENTS TO
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APPEAR IN PUBLIC PERFORMANCES IN U.S., APPEAR ON
TELEVISION, OR ENGAGE IN ANY OTHER PUBLIC PERFORMANCES
OR OTHER ACTIVITIES WHICH WILL RESULT IN FUNDS BEING PAID
TO OR FOR BENEFIT OF CUBAN VISITORS.

5. WITH REGARD TO VISITS TO CUBA BY AMERICAN GROUPS
OF THIS TYPE, A SIMILAR FOREIGN ASSETS CONTROL LICENSE
IS NECESSARY TO COVER ACTIVITIES WHICH CAN RESULT IN
THEIR BEING PAID FUNDS BY THE CUBAN SPONSORS. AS
STATED ABOVE, WE WOULD LICENSE SUCH PAYMENTS, BUT WOULD
NOT LICENSE ANY PAYMENTS TO CUBA BY AMERICAN PERSONS
FOR RIGHT TO TELEVISE PERFORMACES IN CUBA OF U.S.
VISITORS.

6. TREASURY IS ADVISING MAJOR TELEVISION NETWORKS OF
THESE GUIDELINES. WE WOULD APPRECIATE WHATEVER
ASSISTANCE INTEREST SECTION CAN PROVIDE TO ENSURE FULLEST
POSSIBLE DISSEMINATION TO OTHER AMERICANS SUCH AS
INDEPENDENT PRODUCERS, MOVIE-MAKERS, ETC., WHO
WOULD NOT NECESSARILY BE INFORMED THROUGH OFFICIAL
CHANNELS IN WASHINGTON OF THE GUIDELINES.

7. INTEREST SECTION SHOULD ALSO INFORM CUBAN AUTHORITIES OF SUBSTANCE OF AMENDMENTS. COPIES OF THE COMPLETE TEXT OF THE AMENDMENTS ARE BEING FORWARDED BY POUCH. VANCE

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